

**Notice of Allowability**

Application No.

10/675,651

Examiner

Chuc D. Tran

Applicant(s)

JANITCH ET AL.

Art Unit

2821

**-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--**

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to Amendment submitted on January 17, 2006.
2. ☒ The allowed claim(s) is/are 1-17 and 25-33.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some\* c) ☐ None of the:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\* Certified copies not received: \_\_\_\_\_.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
- (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
- 1) ☐ hereto or 2) ☐ to Paper No./Mail Date \_\_\_\_\_.
- (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date \_\_\_\_\_.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

**Attachment(s)**

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO-1449 or PTO/SB/08), Paper No./Mail Date \_\_\_\_\_
4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material
5. ☐ Notice of Informal Patent Application (PTO-152)
6. ☐ Interview Summary (PTO-413), Paper No./Mail Date \_\_\_\_\_
7. ☐ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other \_\_\_\_\_

  
**HOANG V. NGUYEN**  
**PRIMARY EXAMINER**

## **DETAILED ACTION**

### ***Remarks***

This is a response to Applicant's Amendment submitted on January 17, 2006. By virtue of this amendment, claims 18-24 and 34-37 have been cancelled; thus, claims 1-17 and 25-33 are now remaining in the instant application.

### ***Response to Arguments***

1. Applicant's arguments, filed 01/17/2006, with respect to claims 1-17 and 25-33 have been fully considered and are persuasive. The rejection of claims 1-16, 25-26, 28-29 and 32-33 has been withdrawn.

### ***Allowable Subject Matter***

2. Claims 1-17 and 25-33 are allowed.

### ***Reasons for Allowance***

3. The following is an examiner's statement of reasons for allowance:

Prior art fails to disclose or suggest the combination of the limitation as set forth in the claim: a wire having a first straight leg electrically connected at one end to the control and extending into the waveguide a first select length, a second straight leg connected at one end to the rear wall and extending into the waveguide a second select length greater than the first select length, and a curved middle section connecting other ends of the first and second straight leg in independent claim 1.

Claims 2-11 are allowable for the reasons given above because of their dependency status from independent claim 1.

Prior art fails to disclose or suggest the combination of the limitation as set forth in the

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claim: a coupling cavity comprising an open cylinder surrounding the waveguide and extending beyond the waveguide open end in independent claim 12.

Claims 13-17 are allowable for the reasons given above because of their dependency status from independent claim 12.

Prior art fails to disclose or suggest the combination of the limitation as set forth in the claim: means for rotatably mounting the waveguide to the housing so that the housing and the loop launcher can be independently oriented relative to a process vessel in independent claim 25.

Claims 26-33 are allowable for the reasons given above because of their dependency status from independent claim 25.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

#### ***Inquiry***

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Chuc D. Tran whose telephone number is (571) 272-1829. The examiner can normally be reached on M-F Flex hours.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Don Wong can be reached on (571) 272-1834. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

TC  
March 30, 2006



**HOANG V. NGUYEN  
PRIMARY EXAMINER**